



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/652,365	08/31/2000	Viktors Berstis	AUS9-2000-0295-US1	4454

7590

05/31/2005

Duke W Yee
Carstens Yee & Cahoon LLP
P O Box 802334
Dallas, TX 75380

EXAMINER

BURGE, LONDRA C

ART UNIT	PAPER NUMBER
----------	--------------

2178

DATE MAILED: 05/31/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/652,365

Applicant(s)

BERSTIS ET AL.

Examiner

Londra C Burge

Art Unit

2178

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 16 March 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-36 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-36 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. This action is responsive to communications: Appeal Brief filed 3/16/2005.
2. Claims 1-36 are pending. Claims 1, 9, 16, 20, 28, 35 and 36 are independent claims.
3. Prosecution has been re-opened for this case and this action has been made Non-Final.

Claim Rejections - 35 USC § 112

4. **The following is a quotation of the first paragraph of 35 U.S.C. 112:**

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

5. **Claim 1, 9, 16, 20, 28, 35 and 36 rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the enablement requirement. The claim(s) contains subject matter, which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention.**

In regard to independent claims 1, 9, 16, 20, 28, 35 and 36, A document cannot retain its original and physical spatial characteristics after content has been made invisible, because any modifications to the document would change the physical and spatial characteristics

6. **The following is a quotation of the second paragraph of 35 U.S.C. 112:**

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

7. **Claims 1, 9, 16, 20, 28, 35 and 36 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.**

In regard to independent claims 1, 9, 16, 20, 28, 35 and 36, making a document invisible without degrading readability and increasing the rate at which a user reads the document is subjective, because different users read different words at different speeds.

Claim Rejections - 35 USC § 103

8. **The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:**

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

9. **Claims 1-15 and 20-36 are rejected under 35 U.S.C. 103(a) as being unpatentable over Humes U.S. Patent No. 5,996,011 filed 3/25/1997 issued 11/30/1999, in view of Walker et al (herein after Walker) U.S. Patent 6,286,001 B1 filed 2/24/1999.**

In regard to independent claim 1, Humes teaches *a method in a data processing system* (Humes Abstract Lines 1-3 i.e. system and method for restricting access to data received by a computer) *for modifying original content of for a document* (Humes Col 5 Line 26), *the method comprising: receiving a request for modified content* (Humes Abstract Line 3 i.e. data received)(Humes Col 5 Line 26); *and in response to each receipt of the request, modifying said original content using a set of rules by making selected content in said document invisible*

Art Unit: 2178

without degrading readability of said documents (Humes Abstract Line 3 i.e. data received) (Humes Col 5 Line 26)(Humes Col 5 Line 26 i.e. certain rules are met); *selected content in the document is being made invisible to increase a speed at which a user can read the document;* (Humes Col 6 Line 37 i.e. filtered text)

Humes does not specifically mention *said document retaining its original physical and spatial characteristics after said content is modified, and displaying said document having said original physical and spatial characteristics*. However, Walker mentions a document having its original characteristics (Walker Col 3 Lines 15-21). It would have been obvious to one of ordinary skill in the art at the time the invention was made to apply Walker to Humes, providing Humes the benefit of displaying the document with its original characteristics to fit the users original display screen.

In regard to dependent claim 2, Humes teaches *wherein the document is a web page*. (Humes Abstract Line 6)

In regard to dependent claim 3, Humes teaches *wherein the document is a hypertext markup language document*. (Humes Col 7 Line 7)

In regard to dependent claim 4, Humes teaches *wherein the receiving step* (Humes Abstract Line 3 i.e. data received) *and the modifying step performed in a server data processing system*. (Humes Col 4 Line 47 and Col 5 Lines 25-30)

In regard to dependent claim 5, Humes teaches *wherein the receiving step* (Humes Abstract Line 3 i.e. data received) *and the modifying step performed in a client data processing system*. (Humes Col 4 Line 49 and Col 5 Lines 25-30)

Art Unit: 2178

In regard to dependent claim 6, Humes teaches *wherein the set of rules* (Humes Col 5 Line 26 i.e. certain rules are met) *includes rules make words invisible*. (Humes Col 6 Line 37 i.e. filtered text)

In regard to dependent claim 7, Humes teaches *wherein the set of rules* (Humes Col 5 Line 26 i.e. certain rules are met) *includes rules to retain words*. (Humes Col 7 Line 31)

In regard to dependent claim 8, Humes teaches *wherein the set of rules* (Humes Col 5 Line 26 i.e. certain rules are met) *includes rules to replace words*. (Humes Col 7 Line 49)

In regard to independent claim 9, Humes teaches *a method in a data processing system* (Humes Abstract Lines 1-3) *for altering original content for a web page* (Humes Col 5 Line 26) *containing a set of words* (Humes Col 3 Line 8 i.e. words), *the method comprising: receiving a request* (Humes Abstract Line 3 i.e. data received) *to alter the original content of said web page* (Humes Col 5 Line 26); *in response to each receipt of said request, altering said original content by reducing the set of words* (Humes Col 6 Line 37 i.e. filtered text) *in the web page* (Humes Col 5 Line 26) *to generate a modified content of said web page by making some of said set of words invisible without degrading readability of said web page* (Humes Col 5 Line 26), *wherein the set of words* (Humes Col 3 Line 8 i.e. words) *is reduced by making said some of said set of words invisible* (Humes Col 6 Line 37 i.e. filtered text) *using a set of rules* (Humes Col 5 Line 26 i.e. certain rules are met), *and wherein the set of words in the modified web page* (Humes Col 5 Line 26) *retains key words* (Humes Col 5 Line 45 i.e. target word) *allowing identification of the content of the web page*.

Humes does not specifically mention *said document retaining its original physical and spatial characteristics after said content is modified, and displaying said document having said*

Art Unit: 2178

original physical and spatial characteristics. However, Walker mentions a document having its original characteristics (Walker Col 3 Lines 15-21). It would have been obvious to one of ordinary skill in the art at the time the invention was made to apply Walker to Humes, providing Humes the benefit of displaying the document with its original characteristics to fit the users original display screen.

In regard to dependent claims 10, 22 and 29, Claims 10, 22 and 29 reflect the same subject matter claimed in claim 3 and is rejected along the same rationale.

In regard to dependent claim 11, Humes teaches *wherein the receiving step* (Humes Abstract Line 3 i.e. data received) *and the altering step* (Humes Col 6 Line 37 i.e. filtered text) *are performed in a server data processing system*. (Humes Col 4 Line 47)

In regard to dependent claim 12, Humes teaches *wherein the receiving step* (Humes Abstract Line 3 i.e. data received) *and the altering step* (Humes Col 6 Line 37 i.e. filtered text) *are performed in a client data processing system*. (Humes Col 4 Line 49)

In regard to dependent claims 13, 25 and 32, Claims 13, 25 and 32 reflect the same subject matter claimed in claim 6 and is rejected along the same rationale.

In regard to dependent claims 14, 26 and 33, Claims 14, 26 and 33 reflect the same subject matter claimed in claim 7 and is rejected along the same rationale.

In regard to dependent claims 15, 27 and 34, Claims 15, 27 and 34 reflect the same subject matter claimed in claim 8 and is rejected along the same rationale.

In regard to independent claim 20, Claim 20 reflects similar subject matter as claimed in claim 1 and is rejected along the same rationale.

In regard to dependent claim 21, Claim 21 reflects the same subject matter claimed in claim 2 and is rejected along the same rationale.

In regard to dependent claim 23, Humes teaches *wherein the receiving means* (Humes Abstract Line 3 i.e. data received) *and the modifying means are located in a server data processing system.* (Humes Col 4 Line 47)

In regard to dependent claim 24, Humes teaches *wherein the receiving means* (Humes Abstract Line 3 i.e. data received) *and the modifying means are located in a client data processing system.* (Humes Col 4 Line 49)

In regard to independent claim 28, Humes teaches *receiving means for receiving a request to alter original content; in response to each receipt of said request, altering means for altering said original content by reducing the set of words in the web page to generate a modified web page by making some of the said set of words invisible without degrading readability of said web page; and* (Humes Abstract Lines 1-3)(Humes Col 5 Line 26)(Humes Abstract Line 3 i.e. data received)(Humes Col 6 Line 37 i.e. filtered text) *after said original content is altered, wherein the set of word is reduced using s set of rules and wherein the set of words in the modified web page retained keywords allowing identification of the content of the web page* (Humes Col 5 Line 26)(Humes Col 6 Line 37 i.e. filtered text)(Humes Col 5 Line 26 i.e. certain rules are met)(Humes Col 5 Line 45 i.e. target word).

Humes does not specifically mention *said document retaining its original physical and spatial characteristics after said content is modified, and displaying said document having said original physical and spatial characteristics.* However, Walker mentions a document having its original characteristics (Walker Col 3 Lines 15-21). It would have been obvious to one of

Art Unit: 2178

ordinary skill in the art at the time the invention was made to apply Walker to Humes, providing Humes the benefit of displaying the document with its original characteristics to fit the users original display screen.

In regard to dependent claim 30, Humes teaches *wherein the receiving means* (Humes Abstract Line 3 i.e. data received) *and the altering means* (Humes Col 6 Line 37 i.e. filtered text) *are located in a server data processing system.* (Humes Col 4 Line 47)

In regard to dependent claim 31, Humes teaches *wherein the receiving means* (Humes Abstract Line 3 i.e. data received) *and the altering means* (Humes Col 6 Line 37 i.e. filtered text) *are located in a client data processing system.* (Humes Col 4 Line 49)

In regard to independent claim 35, Humes teaches *instructions for receiving a request for modified content; in response to each receipt of said request, instructions for modifying said original content, sing a set of rules, by making selected content in said document invisible without degrading readability of said document, to increase a speed at which a user can read the document* (Humes Col 4 Line 52-53)(Humes Col 4 Line 49)(Humes Abstract Lines 1-3)(Humes Col 5 Line 26)(Humes Col 20 Line 23-37)(Humes Col 5 Line 26)(Humes Col 20 Line 23-37)(Humes Col 5 Line 26 i.e. certain rules are met)(Humes Col 6 Line 37 i.e. filtered text)

Humes does not specifically mention *said document retaining its original physical and spatial characteristics after said content is modified, and displaying said document having said original physical and spatial characteristics.* However, Walker mentions a document having its original characteristics (Walker Col 3 Lines 15-21). It would have been obvious to one of ordinary skill in the art at the time the invention was made to apply Walker to Humes, providing

Art Unit: 2178

Humes the benefit of displaying the document with its original characteristics to fit the users original display screen.

In regard to independent claim 36, Humes teaches *receiving means for receiving a request to alter original content; in response to each receipt of said request, altering means for altering said original content by reducing the set of words in the web page to generate a modified web page by making some of the said set of words invisible without degrading readability of said web page; and* (Humes Abstract Lines 1-3)(Humes Col 5 Line 26)(Humes Abstract Line 3 i.e. data received)(Humes Col 6 Line 37 i.e. filtered text) *after said original content is altered, wherein the set of word is reduced using a set of rules and wherein the set of words in the modified web page retained keywords allowing identification of the content of the web page* (Humes Col 5 Line 26)(Humes Col 6 Line 37 i.e. filtered text)(Humes Col 5 Line 26 i.e. certain rules are met)(Humes Col 5 Line 45 i.e. target word).

Humes does not specifically mention *said document retaining its original physical and spatial characteristics after said content is modified, and displaying said document having said original physical and spatial characteristics*. However, Walker mentions a document having its original characteristics (Walker Col 3 Lines 15-21). It would have been obvious to one of ordinary skill in the art at the time the invention was made to apply Walker to Humes, providing Humes the benefit of displaying the document with its original characteristics to fit the users original display screen.

10. **Claims 16-19 are rejected under 35 U.S.C. 103(a) as being unpatentable over Humes U.S. Patent No. 5,996,011 filed 3/25/1997 issued 11/30/1999, in view of Berstis et al. (herein after Berstis) U.S. Patent No. 6,510,458 filed 7/15/1999 issued 1/21/2003.**

In regard to independent claim 16, Humes teaches *a method in a data processing system* (Humes Abstract Lines 1-3 i.e. system and method for restricting access to data received by a computer) *and a set of instructions* (Humes Col 5 Line 26 i.e. certain rules are met); *receive a request* (Humes Abstract Line 3 i.e. data received) *to alter original content of a web page* (Humes Col 5 Line 26) *and reduce the set of words in the web page* (Humes Col 6 Line 37 i.e. filtered text) (Humes Col 5 Line 26), *wherein the set of words is reduced* (Humes Col 6 Line 37 i.e. filtered text) *using a set of rules* (Humes Col 5 Line 26 i.e. certain rules are met), *and wherein the set of word in the modified web page* (Humes Col 5 Line 26) *retains key words allowing identification of the content of the web page.*(Humes Col 5 Line 45 i.e. target word)

Humes does not specifically mention *said document retaining its original physical and spatial characteristics after said content is modified, and displaying said document having said original physical and spatial characteristics*. However, Walker mentions a document having its original characteristics (Walker Col 3 Lines 15-21). It would have been obvious to one of ordinary skill in the art at the time the invention was made to apply Walker to Humes, providing Humes the benefit of displaying the document with its original characteristics to fit the users original display screen.

Humes does not specifically teach of a bus system. However, Berstis *teaches a bus system* (Berstis Col 4 Line 40 i.e. system bus); *a communications adapter connected to the bus,* (Berstis Col 4 Line 52-53) *wherein the communications adapter provides for data transfer*

Art Unit: 2178

(Berstis Col 6 Line 11) *to and from the data processing system; a memory* (Berstis Col 4 Line 40) *connected to the bus system* (Berstis Col 4 Line 52-53). It would have been obvious to one of ordinary skill in the art at the time the invention was made to apply Berstis to Humes, providing Humes the benefit of adding a bus system to will allow in the transfer of data to filter out certain content.

In regard to independent claim 17, Berstis teaches *wherein the bus system includes a primary bus and a secondary bus*. (Berstis Figure 2) It would have been obvious to one of ordinary skill in the art at the time the invention was made to apply Berstis to Humes, providing Humes the benefit of adding a bus system to will allow in the transfer of data to filter out certain content.

In regard to dependent claim 18, Berstis teaches *wherein the processing unit comprises one processor*. (Berstis Col 4 Line 39) It would have been obvious to one of ordinary skill in the art at the time the invention was made to apply Berstis to Humes, providing Humes the benefit of adding a bus system to will allow in the transfer of data to filter out certain content.

In regard to dependent claim 19, Berstis teaches *wherein the processing unit comprises a plurality of processors*. (Berstis Col 4 Line 37-38) It would have been obvious to one of ordinary skill in the art at the time the invention was made to apply Berstis to Humes, providing Humes the benefit of adding a bus system to will allow in the transfer of data to filter out certain content.

Response to Arguments

Applicant argues *Humes does not teach making selected content in said document invisible without degrading readability of said document*. However, Humes teaches of words that

Art Unit: 2178

are filter out and removed from display to the user, which seems very similar to making a word invisible so the user cannot see the word. (Humes Col 6 Line 37 i.e. filtered text)

Applicant argues *Humes does not teach retaining the original physical and spatial characteristics of a document or web page after the content of that page has been modified. Applicants claim modifying the content of a requested document by making some of the content invisible. The document is then displayed having some of its content Tendered invisible, having the document's original physical and spatial characteristics.* However, Walker mentions a document having its original characteristics (Walker Col 3 Lines 15-21). It would have been obvious to one of ordinary skill in the art at the time the invention was made to apply Walker to Humes, providing Humes the benefit of displaying the document with its original characteristics to fit the users original display screen.

The rejections of 112 first and second paragraphs have been added as a document cannot retain its original and physical spatial characteristics after content has been made invisible, because any modifications to the document would change the physical and spatial characteristics and making a document invisible without degrading readability and increasing the rate at which a user reads the document is subjective, because different users read different words at different speeds.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Londra C Burge whose telephone number is (571) 272-4122.

The examiner can normally be reached on 8:30am to 5:00pm.

Art Unit: 2178

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stephen Hong can be reached on (571) 272-4124. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

LCB
5/25/05


CESAR PAULA
PRIMARY EXAMINER